

1 J. CHRISTOPHER JORGENSEN, ESQ.
State Bar No. 5382
2 MENG ZHONG, ESQ.
State Bar No. 12145
3 LEWIS AND ROCA LLP
3993 Howard Hughes Pkwy., Ste. 600
4 Las Vegas, NV 89169
(702) 949-8200
5 (702) 949-8398/fax

6 *Attorneys for Defendants BAC Home Loans*
Servicing, LP, ReconTrust Company, N.A. and
7 *Mortgage Electronic Registration Systems, Inc.*

8 **UNITED STATES DISTRICT COURT**
9 **FOR THE DISTRICT OF NEVADA**

10 TODD MCCLATCHIE,

Case: 3:11-cv-00115-RCJ-VPC

11 Plaintiff,

12 vs.

13 MORTGAGEIT, INC.; STEWART TITLE OF
14 NORTHERN NEVADA; MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS,
15 INC. [MERS]; RECONTRUST COMPANY,
N.A.; BAC HOME LOANS SERVICING, LP;
16 FIRST AMERICAN TITLE INSURANCE
COMPANY; et al.,

ORDER CANCELING LIS PENDENS

17 Defendants.

18
19 This Court granted Defendants, BAC Home Loans Servicing, LP. ReconTrust Company,
20 N.A. and Mortgage Electronic Registration Systems, Inc. ("Defendants"), Motion to Dismiss on
21 September 8, 2011 [DE 25].

22 The Court finds that Plaintiff filed a Notice of Pendency of Action (the "Lis Pendens") on
23 or about January 5, 2011, in the Second Judicial District Court of the State of Nevada before the
24 action was removed to this Court. A copy of the Lis Pendens is attached hereto as Exhibit "A."

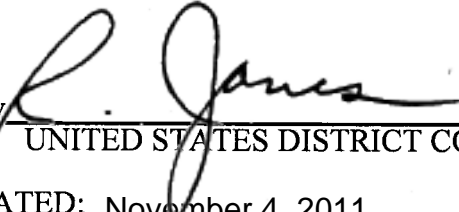
25 UPON CONSIDERATION of Defendants' request to cancel the Lis Pendens and the
26 Court's prior order, and good cause appearing therefore, the Court hereby grants Defendants their
27 requested relief and rules as follows:

28 1. IT IS ORDERED, ADJUDGED, and DECREED that the Lis Pendens referenced
above and any other lis pendens recorded by Plaintiff is hereby cancelled, released, and expunged.

2. This order has the same effect as an expungement of the original Lis Pendens and any other lis pendens.

3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendants record a properly certified copy of this cancellation order in the real property records of Douglas County, Nevada within a reasonable amount of time from the date of this order's issue.

IT IS SO ORDERED.

By 
UNITED STATES DISTRICT COURT JUDGE

DATED: November 4, 2011

Submitted by:

LEWIS AND ROCA LLP

By: /s/ J. Christopher Jorgensen
J. CHRISTOPHER JORGENSEN, ESQ.
3993 Howard Hughes Pkwy., Ste. 600
Las Vegas, NV 89169

Attorneys for Defendants BAC Home Loans Servicing, LP,
Recontrust Company, N.A. and Mortgage Electronic Registration Systems, Inc.

EXHIBIT “A”

APN# 534-081-14

Return TV &
Recording Requested by:

Name: Rick Lawton ISD
Address: 1460 Hwy 95 N. North St 1
City/State/Zip: Prineville, OR 97408

When Recorded Mail to:

Name: Same as above
Address: _____
City/State/Zip: _____

Mail Tax Statement to:

Name: _____
Address: _____
City/State/Zip: _____

Notice of Lis Pendens
(Title of Document)

Please complete Affirmation Statement below:

☒ I the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does not contain the personal information of any person or persons.
(Per NRS 239B.030)

-OR-

☐ I the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does contain the personal information of a person or persons as required by law: _____
(State specific law)

Signature

Title

Printed Name

This page added to provide additional information required by NRS 111.312 Sections 1-2 and NRS 239B.030 Section 4.

This cover page must be typed or printed in black ink.

(Additional recording fee applies)

DOC # 3960745

01/05/2011 02:00:42 PM

Requested By

RICK LAWTON

Washoe County Recorder

Kathryn L. Burke - Recorder

Fee: \$17.00 RPTT: \$0.00

Page 1 of 4



(for Recorder's use only)

FILED

2011 JAN -5 PM 1:33

FILE COPYHOWARD W. CONYERS
A. Poma
DEPUTY

Code: 1935
 Rick Lawton, Esquire
 State Bar Number 00694
 1460 Hwy 95A, North #1
 Fernley, NV 89408
 775 867 5599
 775 867 2559 [fax]
 Attorney for Plaintiff(s)

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
 IN AND FOR THE COUNTY OF WASHOE

TODD MCCLATCHIE,

Plaintiff.

vs.

MORTGAGEIT, INC.; STEWART TITLE OF
 NORTHERN NEVADA; MORTGAGE
 ELECTRONIC REGISTRATION SYSTEMS,
 INC. [MERS]; RECONTRUST COMPANY,
 N.A.; BAC HOME LOANS SERVICING, LP;
 FIRST AMERICAN TITLE INSURANCE
 COMPANY; and DOES 1-25
 CORPORATIONS, DOES and ROES 1-25
 Individuals, [Partnerships, or anyone claiming
 any interest to the property described in the
 action,

Defendants.

Case No.

CV11-00062

Dept. No.

NOTICE OF LIS PENDENS

NOTICE IS HEREBY GIVEN that an action has been commenced

TO QUIET TITLE in the above-entitled Court by the above-named Plaintiffs against the
 above-named Defendants to quiet the title for the premises and real estate in the
 Complaint in said action, and hereinafter described, and to determine all and every claim,
 estate or interest therein of said Defendants, adverse to said Plaintiffs, and the premises

COPY

CERTIFIED COPY
The document to which this certificate is
attached is a full, true and correct copy of
the original on file and of record in my office.
DATE: 11/5/10
HOWARD W. CONYERS, Clerk of the Second
Judicial District Court, in and for the County
of Washoe, State of Nevada.

By [Signature] Deputy